

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

RONALD JEFFREY PRIBLE,	§	
<i>Petitioner,</i>	§	
	§	
v.	§	
	§	CIVIL ACTION No. 4:09-CV-1896
BOBBY LUMPKIN,	§	(Death Penalty Case)
Director, Texas Department of	§	
Criminal Justice, Correctional	§	
Institutions Division,	§	
<i>Respondent.</i>	§	

RESPONDENT LUMPKIN'S ADVISORY

Petitioner Ronald Jeffrey Prible was convicted in a Texas state court of capital murder and sentenced to death for the murders of Esteban Herrera and Nilda Tirado. Following discovery and an evidentiary hearing in this Court, the Court granted Prible conditional habeas relief on his claims two, three, four, five, six, and ten. Mem. Op. & Order, ECF No. 245 at 87–88. Respondent, the Director, has filed a notice of appeal of this Court's judgment. ECF No. 247.

Prible now seeks release on bond pending the resolution of the appeal. Pet'r's Emerg. Mot. for Release on Bond (Motion), ECF 273 at 1–8. The Director filed an opposition to Prible's Motion along with an exhibit containing an affidavit of Oscar Mendoza, the Executive Director of the Texas Department of Criminal Justice (TDCJ). Resp't's Opp. to Motion, Ex. B, ECF No. 276-3. As the Director explained in his opposition, the affidavit was recently filed in a

federal habeas corpus case regarding an inmate incarcerated in the TDCJ Mountainview Unit. Resp't's Opp. to Motion, ECF No. 276 at 27 n.18. The Director now provides the attached Exhibit B, which specifically references the Polunsky Unit.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I do hereby certify that on August 13, 2020, I electronically filed the foregoing document with the Clerk of the Court for the U.S. District Court, Southern District of Texas, using the electronic case-filing system of the Court. The electronic case-filing system sent a “Notice of Electronic Filing” (NEF) to the following counsel of record, who consented in writing to accept the NEF as service of this document by electronic means:

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